



UNITED STATES DEPARTMENT OF COMMERCE
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Washington, DC 2023

May 19, 2003

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1155 Avenue of the Americas
New York, NY 10036-2711

In re application of:
Carlos D. Fear DECISION ON PETITION
Serial No.: 09/772,330
Filed: January 29, 2001
For: BLACKBERRY PLANT NAMED "SONOMA"

This is a decision on the petitions received on March 20, 2003, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed March 6, 2001. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned May 8, 2001. The Notice of Abandonment was mailed on March 11, 2003.

On March 20, 2003, the office received a communication from the attorney of record. Enclosed was an acknowledgement that the attorney responded to the Notice of Missing Parts on May 7, 2001.

The evidence submitted is sufficient to establish that the petitioners responded to the Notice of Missing Parts on May 7, 2001.

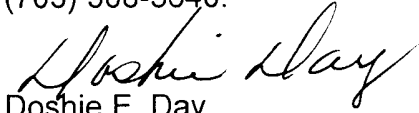
The petition is hereby Granted.

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The application has been completed for release to Technology Center 1661.

The office regrets any inconvenience this may have caused the client.

Telephone inquiries concerning this matter may be directed to Doshie E. Day
(703) 308-3640.

A handwritten signature in cursive script, appearing to read "Doshie E. Day".

Doshie E. Day
Program Management Assistant
Office Initial Patent Examination